

Appl. No. 10/660,186

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Docket No. A01477

MAR 31 2010

Mail Stop - Petition

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DN A01395

In re application of: Richard Martin Jacobson, et.al.

Serial No.: 10/630,282 : Group Art Unit: 1612

Filed: 07/30/2003 : Examiner: S. Qazi

For: STABLE ETHYLENE INHIBITING COMPOUNDS AND METHODS  
FOR THEIR PREPARATION

Mail Stop Petition  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR §1.181(A)  
TO WITHDRAW HOLDING OF ABANDONMENT**

Sir:

On March 8, 2010, the United States Patent and Trademark Office (herein "USPTO") mailed a Notice of Abandonment for the above-identified US Patent Application. Applicants respectfully request that the holding of abandonment be withdrawn. Applicants' reasons for this request are as follows.

On February 1, 2010, the USPTO mailed a DECISION ON APPEAL to Applicants affirming the Examiner's finding of *prima facie* obviousness. That decision stated that no time period for taking any subsequent action in connection with the appeal may be extended under 37 C.F.R. § 1.136(a).

The next paper received by Applicants was a Notice of Abandonment mailed on March 8, 2010, which stated that the Application was abandoned in view of "The decision by the Board of Patent Appeals and Interference rendered on 01 February 2010 and because the period for seeking court review of the decision has expired and there are no allowed claims."

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Under the provisions of 37 C.F.R. § 1.304(a)(1), the time for filing the notice of appeal to the U.S. Court of Appeals for the Federal Circuit or for commencing a civil action is two months from the date of the decision of the Board of Patent Appeals and Interferences.

Applicants submit that the above arguments are sufficient to demonstrate that the holding of abandonment should be withdrawn.

No fees are believed to be due in connection with the submission of this Petition; however, if any such fees, including petition or extension fees, are due, the Commissioner is hereby authorized to charge them, as well as to credit any overpayments, to Deposit Account No. 18-1850.

Respectfully submitted,

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